App.F.IX-4

1925.

File No. 57-25

Previous References
Mug 166-23-1-9

(Mugoni)

Serial Nos. 1-9

Later references.
[illegible]-1-2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 9

Part B for March 1926.

SUBJECT

Taking possession of certain properties gifted by the Kalyanamma for the benefit of Sri Keshe Narayanaswamy temple at Talkad.

No 1112 dated 3.3.26.

To the Mug. Comr.

Forwards the copy of the opinion furnished by the L.S. Secy. in the matter.

G. R. S. III—1] 1925-6

GENERAL AND REVENUE SECRETARIAT.

(Mug)

NOTES.

File No. 50-25

FILE HEADING.

Endowment of certain landed properties by one Narayanamma for the benefit of Sri Kirthi Narayana-swami temple at Talkad -

From

The Mug: Commr.

No. P.C. 290 Dated 30-6-25 Received 4-7-25

Diary No. 18	Enclos. - Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards, for information, a copy of his letter no 287 of 24-25 of 29-6-25 to the D.C. Mysore, issuing instructions to him in the matter of taking over immediate possession of the properties willed out by Narayanamma and also to secure the paddy valued at 3 or 4 thousand rupees -

NOTES AND ORDERS.

7 The previous reference Mug 160-23-(1-9) on the subject is put up for reference -

2 It will be seen from Sl no 4 of the file, that the Mug: Commr was informed that the properties willed out by Narayanamma for the ...

NOTES—First Sheet.

Serial No.

of the temple could not be taken possession of by Govt. during her life time and that if she wanted Govt. to take immediate possession of them, she should execute a deed of gift.

2. From the letter now read, it is seen that Narayanamma died on 13-12-24 & that the D.C. has been asked to take immediate possession of the properties & also to secure the outstanding paddy from the ryots.

3. As no action appears to be called for on the part of Govt. at this stage, further communication in the matter may, perhaps, be awaited.

7/7/25 7.7.25 4 7.7.25

189 8.7 1st member 8/7 9.7 9.7.25.

From, The Private Secretary to H.H. The Maharaja.

Memo no. 221 dt 3.8.25.

Forwards for disposal, memorial from Mr K. Lakshmi Narasimha Chari praying that owing to the

Serial No.

Said Narayanamma's death, the properties in question may be taken up for the benefit of Kirti Narayana Swamy temple at Talkad.

5. The Muz. Comr's further report on the subject, may be awaited.

Submit.

20.8.1925.

6. Yes. Reminder shall issue in time.

27.8.25.

be awaited
[illegible]
24-8-25

explained in person
submit.
[illegible]
26.8.25.

3 From the Muz: Comr.,
letter no. P.C. 290 of 24-25 of 2-4-25

Re the acceptance of certain properties gifted by Kalyanamma for the benefit of the Sri Kirti Narayanaswamy temple at Talkad, forwards copy of Dy: Comr's letter stating that the presence of the executors of the will is being secured.

7. The D. C. has stated in his letter

G. R. S. III

Muzrai Secretariat | Muz. File No. 250 of 1925.

Serial No.

that he has issued instructions to the Amildar to secure the presence of the executors of the Will & take possession of the properties ~~[illegible]~~ endowed by Narayanamma.

8. The further report which is likely to be submitted by the Mny: Com will be awaited.

SD 11.11.25 — SD 11.11.25 — may be called for
14.11.25.

10 Draft letter, submitted.
SD 16.11.25 — SD 16.11.25 — Approved
18.11.25.

4 To the Mny: Comr., letter no. 611 of 20.11.25
Requests him to report the result of the action taken to secure the presence of the executors of the 'will'.

5 Petn. of 16.11.25 from K. Lakshmi-narasimhachar thro. the P.S. to H.M.
Prays that the endowt. of Kalyanamma may be taken ~~of~~ over by Govt. early; that his deposit with Govt. for the

NOTE—Contn sheet

WD 0561—GPB—3750—1 8 22

Serial No.

construction of a car to the Sri Kirti Narayanaswami temple, ~~which~~ may be supplemented by pol. and a car built; and that the temple tasdik may be enhanced by Rs 5000.

12 The present tasdik of the temple is Rs 435-6-0 per annum.

13 Draft forwarding the petn to the Mng: Comr for disposal or report, if necessary, in continuation of letter no. 611 dt 20-11-25, is submitted for approval.

Sd
23-11-25

23-11-25

Sd
25-11-25

6 No. 659/1 dated 28-11-25 to the Mng. Comr. Forwards (8.5) the petition requesting an early report in the matter.

Sd. 15/12

WD 0561—GPB—3750—1-8 22

General and Revenue Secretariat

File No. 50 of 1925.

Serial No.

7 From the Mly. Contr., letter no. P.C. 290 of 24-8 & 30-1-26 2-2-26

States that the executors of the will of Narayanamma have to take out letters of administration before the terms of the will can be enforced. & requests that legal opinion may also be obtained in the matter, & solicits instructions as to whether any steps can be taken in the case on behalf of Govt.

8 From the same, letter no. P.C. 290 of 24-25 & 4/5-2-26.

States that on account of takaran put forward by the gulledars of the said lands, it is not possible to take possession of the lands unless legal steps are taken & that the lands are not in the possession of the trustees.

15. It will be seen from the above letters that the properties willed out by Narayanamma according to the desire of her brother's wife Kalyanamma are not in the possession of the executors of the will, that they have been leased out by Anantaraain Jois (adopted son of Venkatamma, sister of Narayanamma), & that two of the gulledars, whose presence was secured, have stated that they cannot give the paddy to Govt., unless the lease-deed is cancelled

NOTE—Contn Sheet

Serial No.

and that the executors of the will are ready to act by the terms of the will, if Govt. put the lands into their possession -

16 From the statement of Anantanarayanajois, dt. 29-11-25 before the Shekar, it will be seen that 4 acres of land in his enjoyment for 15 to 20 years were gifted to him on the death of Kalyanamma's husband & that the khata is also in his name & that the executor Lakshminarasimhachar he thinks has played a mischief in including in the will this land also -

17. It is not clear from the reports now rec'd as to whether the above Narayanajois has leased out all the lands mentioned in the Will or only 4 acres as stated above.

18 The Mun: Comr. thinks that the executors have to take out letters of administration before the terms of the will can be enforced and requests legal opinion in the matter. He also wishes to know if any steps should be taken in the case on behalf of Govt.

19. Kind refce is invited to the legal opinion recorded in para 24 of the office note in Mun: file 160-23 - ~~From~~ In the English rendering of the will in the file, ~~the~~ the details of the lands gifted to the Temple are given - They all appear to be

Serial No.

in the village of Jalakad - Narayan Swamy has also authorized Govt. in the same will to take possession of the properties mentioned in the will on behalf of the temple -

20. Submitted for orders on the points noted above - May the L. & J. Secy be consulted on the points raised by the Muz. Comm.?

8/2
6.2.26

21. The Muz. Comm. requests for legal opinion in the matter. The L. L. Secy may be consulted

8/2/26

Rev. Secy)

8/2

254
8.2

22. Vide paras 4 & 5 of the letter

1st member)

8/2 8/2

~~It seems to me that~~

23. The L. & J. Secy may be consulted as proposed above in the action if any to be taken by Govt. It seems to me that under the Executors of the will have obtained letters of administration & handed over the properties to the temple, Govt. cannot interfere with the properties. If the Executors do not come to obtain letters of administration then strictly Govt. as interested in the temple to which the properties are bequeathed - Govt. do to obtain possession of the properties, may be ~~the~~ determined

L. L. Secy, with compliments.

8/2

NOTE—Contn. Sheet

Serial No.

24. From the meagre information available, it seems to me that the testatrix Naranamma ~~was~~ the sister of Kuti Narayana Iyengar, the owner of the properties was in possession of the properties after the death of Kalyanamma the widow of Narayana Iyengar had disposed of the properties by means of a will, & that Ananta Narayana Jois claims to be the adopted son of Venkatarao & the sister of Naranamma, the owner of the properties.

The Govt are interested as being the managers of the ~~Temple~~ properties bequeathed to the idol called Kuti Narayanaswami at Talakad by Naranamma

25 The executors of the will have not taken out letters of administration with the will annexed & as such cannot act in the matter.

26. The position appears to be that in the absence of a preferential heir to Kuti Narayana Iyengar his sister ~~has~~ must have succeeded to his properties & has bequeathed properties to the idol; & that Narayana Jois seem to have no claim to the properties & has unsuccessfully tried to obtain a succession certificate to collect the debts due to Kuti Nara Iyengar, & that even the executors seem to take no interest in the matter for want of any interest.

27 Hence Probate can be granted only to an executor when the executor refuses to act, an universal or residuary legatee may be admitted to prove the will.

NOTE—Contn Sheet

Serial No.

28 As the idol is the universal legatee as the Govt is managing its affairs the Public Prosecutor may be instructed to ~~[illegible]~~ ascertain from the executors ~~that~~ if they will be the they would take out the letters of administrators.

29. If they fail to act, the Govt as the managers of the properties or temple authorities may take out letters of administration under Sec 19 of Probate & Administration Regn VI of 1914 & take possession of the properties bequeathed to the idol.

30. Rev Sec'y with Comptr

397/13.2

1st meeting

31 Draft reply to this can be put up on suggestions of the A & A Secy

32) Draft subd as per orders, for approval.

17/2/26 Rev Sec'y

33) The Mny Council directs this matter as to whether any action should be taken on behalf of Govt. Vide para 5. The draft should cover this point.

NOTE—Contn Sheet

General and Revenue Secretariat

Mny File No. 50

Serial No

34) As the last para of the L & S Secretary Note indicates the action to be taken on behalf of Govt., if the executors of the will fail to take letters of administration, no mention was made of it in the draft. A para is, however, now added in the draft.

8d 22/2/26 Sd 22/2/26

35) Draft, as added, may be approved.

Dev. Secy.

1st Member

725/26²

36) The addition of para 2 in draft is not necessary

37) Draft as amended may issue

27) L

38) Issue accordingly

8 To. The Mun Commr. No 1112 of 3.3.26.

Sends for info. & guidance copy of the opinion furnished by the Legislative on the subject

00361

No.

Office of the Muzrai Commissioner in Mysore,

Dated, Bangalore 29th June 1925.

From

The Muzrai Commissioner in Mysore,
Bangalore.

GEN. & REV. SECRETARIAT
6-JUL 1925
MUZ.

To

The Deputy Commissioner,
Mysore District, Mysore.

Sir,

With reference to correspondence ending with your letter C.No. 825/23-24 dated 21st June 1924 in the matter of the acceptance of certain properties gifted by one Kalyanamma for the benefit of Sri Kirthinarayanaswami temple at Talkad, I havethe honor to forward herewith

petition dated 29th May 1925 from Mr. K. Lakshminarasimha Char one of the executors bringing to notice that Narayanamma author of the will died on 13-12-24 and requesting that the endowed properties may be taken possession of by Government and arrangements made for the conduct of the stipulated services. I request you to be so good as to take immediate possession of the property ifthe testator is dead and the executors of the will hand over the same and also to submit a detailed report on receipt of which formal acceptance ofthe endowment by Government will be obtained and communicated to you.

Proper precautions to secure the paddy to the extent of 3-4 thousand rupees which is said to be with the cultivators should also be taken.

I have the honor to be,
Sir,
Your most obedient servant,

Muzrai Commissioner.

Memo No. P.C.190/M.F. Dated, Bangalore 29th June 1925.
30th

Copy of the above is forwarded with compliments to the Revenue Secretary to Government for kind information with reference to his letter No. 1770/M.F.160-23-4 dated 31st May 1924.

for Muzrai Commissioner.

(Sheet from Hutton)

OFFICE OF THE PRIVATE SECRETARY
TO HIS HIGHNESS THE MAHARAJA OF MYSORE,

No. 221 Bangalore 3-8-1925

Petition, as shown below, to His Highness the Maharaja is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, Revenue Department, Bangalore, for disposal.

No. 94 of 25-26

By Order,

Private Secretary
to His Highness the Maharaja of Mysore.

GBPM—1,000—28 10 16

OFFICE OF THE PRIVATE SECRETARY
94
31 JUL 1925
TO H. H. THE MAHARAJA OF MYSORE

No 201 ಇದರ

ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾದ ಶ್ರೀಯುತರು ಮಹಾರಾಜರವರಿಗೆ ಬರೆದಿರುವ ಕಾಗದ

ಶ್ರೀ ಸಿ. ಎಂ. ಸುಬ್ಬರಾಯರವರು ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾಗಿ ಮಹಾರಾಜರವರಿಂದ ನೇಮಕವಾಗಿದ್ದರು.

(ಬಿ) ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾಗಿ ಶ್ರೀಯುತರು ಸಂಸ್ಥಾನದ 20-25 ನೇ ಸಾಲಿನ ಆಯವ್ಯಯ ಪತ್ರಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ದಿನಾಂಕ 24.6.21 ರಂದು ಮಾಡಿದ ಭಾಷಣದ ಪ್ರತಿಯನ್ನು ಕಳುಹಿಸಿದ್ದಾರೆ.

ಶ್ರೀಯುತರು ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾಗಿ ಮಹಾರಾಜರವರಿಂದ ನೇಮಕವಾಗಿ ದಿನಾಂಕ 24.6.21 ರಂದು ಕೆಲಸ ಪ್ರಾರಂಭಿಸಿದ್ದರು.

ಸದರಿ ಸಂಸ್ಥಾನದ ಶ್ರೀಯುತರು ಸಂಸ್ಥಾನಕ್ಕೆ ಕೊಟ್ಟಿರುವ Gift deed ಸಂಬಂಧದಲ್ಲಿ ಕೆಲವು ಸಂಗತಿಗಳನ್ನು ಕೇಳಿದ್ದರು. ಅದರ ಪ್ರತಿಯನ್ನು ಕೆಳಗಡೆ ಕೊಡಲಾಗಿದೆ. ಅದರ ಪ್ರತಿಯನ್ನು ಕಳುಹಿಸಿದ್ದೆ. ಅದರ ಉತ್ತರ ಕೆಳಗಡೆ ಕೊಡಲಾಗಿದೆ. 1770 Muyri 160-23-4 ಕೆಳಗಡೆ 1000-31.5.24 ರಂದು ಕೊಟ್ಟಿರುವ ಉಡುಗೊರೆ ಪತ್ರ ದಿನಾಂಕ 13.12.24 ರಂದು ಕೊಟ್ಟಿರುವ ಉಡುಗೊರೆ ಪತ್ರ ಮತ್ತು ಅದರ ಕೆಳಗಡೆ ಕೊಟ್ಟಿರುವ ಉತ್ತರ ಕೆಳಗಡೆ ಕೊಡಲಾಗಿದೆ.

ಶ್ರೀಯುತರು ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾಗಿ ಸಂಸ್ಥಾನದ ಕೆಲಸ ಮಾಡಿದ್ದರು. ಅವರಿಗೆ ಸಂಬಳ ಕೊಡಲಾಗಿದೆ. ಅದರ ಪ್ರತಿಯನ್ನು ಕೆಳಗಡೆ ಕೊಡಲಾಗಿದೆ. ಶ್ರೀಯುತರು ಸ್ಟೇಟ್ ಕೌನ್ಸಿಲ್ ಸದಸ್ಯರಾಗಿ ಸಂಸ್ಥಾನದ ಕೆಲಸ ಮಾಡಿದ್ದರು. ಅವರಿಗೆ ಸಂಬಳ ಕೊಡಲಾಗಿದೆ. ಅದರ ಪ್ರತಿಯನ್ನು ಕೆಳಗಡೆ ಕೊಡಲಾಗಿದೆ.

ಸಹಿ

ದಿ 27.7.25

No 1770/muzy 160 - 23 - 4 dated 31st May 1924

from the Secretary to the Government of His Highness the Maharaja of Mysore, Revenue Department, to the Muzrai commissioner in Mysore.

According to correspondence ending with your letter No: P.C.78 dated the 17th April 1924 in the matter of the acceptance of certain properties gifted by one Kalyanamma for the benefit of Sri Kirti Narayanaswami temple at Talkad, T. Narasipur Taluk, I am directed to state that from a reference to the deed sent up by you, it is seen that it purports to be a will executed by Narayanamma (and not by deceased Kalyanamma) bequathing the properties therein mentioned to the temple and appointing certain persons including the petitioner Lakshminarasimhachar as executors. As Narayanamma is still alive and the will can come into effect only after her life-time, I am to state that Government cannot now take any action to obtain possession of the properties on behalf of the temple. If the properties are to be immediately taken over for the temple, Narayanamma may be asked to execute a deed of gift making over the properties to the temple on such condition as she may consider necessary.

* * * * * *

R. Dis No. 68/23-24 muzy. Deputy commissioner's office Mysore Dated 20th June 1924

Memo.

Extract of the above
mysuru commissioner's letter No. P.C
dated 6.6.24 is forwarded to Mr. Lakshmi
narasimhachar, Dharmadeva Trustee, Sree
Kirthi narayanaswamy Temple at Talkad
for information. The sealed cover mentioned
in para 2 of the above has this day been
sent to the Sub. Division Officer, Nanjangud,
for delivery to him.

(Sd) ———
for Deputy Commissioner.
Mysore District.

(True copy)

(നഗരസഭാ നിയമം 94)

2 നമ്പർ അജണ്ട

അജണ്ട (തുടർച്ച) - ചർച്ചയ്ക്കു ശേഷം തീരുമാനിക്കേണ്ടവ

1	[illegible]	[illegible]	[illegible]
2	[illegible]	[illegible]	13.12.24
3	[illegible]	[illegible]	[illegible]
4	[illegible]	[illegible]	[illegible]
5	[illegible]	[illegible]	[illegible]
6	[illegible]	[illegible]	[illegible]
7	[illegible]	[illegible]	[illegible]
8	[illegible]	[illegible]	[illegible]
9	[illegible]	[illegible]	[illegible]
10	[illegible]	[illegible]	13.12.24
11	[illegible]	[illegible]	[illegible]
12	[illegible]	[illegible]	[illegible]
13	[illegible]	[illegible]	[illegible]
14	[illegible]	[illegible]	[illegible]
15	[illegible]	[illegible]	[illegible]

Kadamullechakotamullbazil
Vice President
Municipal Council
Pallikal

24.7.25

Copy

No. P-C 290 g 245 Office of the Muzrai Commissioner in Mysore.
one

Dated Bangalore, 31st October 1925.
2-11-25

From

C. S. Balasundaram Iyer, Esq., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department.

Sir,

Reply to reminder

In continuation of my letter No.P.C.290 of 24-25 dated 22nd October 1925 re the acceptance of certain properties gifted by --- Kalvanamma for the benefit of the temple of Sri Kirthi Narayanaswamy temple at Talkad. I have the honor to submit herewith for kind --- perusal a copy of the Mysore District Deputy Commissioner's letter No.C.6 of 25-26 stating that the presence of the executors of the will is being secured.

The result is awaited.

I have the honor to be,
Sir,
Your most obedient servant,
C S Balasundaram Iyer
Muzrai Commissioner.

KSR.

Letter No.C.6 of 1925-26(Muz.) dated 24/27th October 1925 from the Deputy Commissioner, Mysore District to the Muzrai Commissioner in Mysore.

"With reference to your letter No.P.C.290 of 1924-25 dated 30th June 1925, issuing ~~the~~ instructions in the matter of taking over possession of the properties gifted by one Kalyanamma of Talkad for the benefit of the Sri Krithinarayanaswami temple at the place, I have the honor to state that the Amildar, T.Narsipur Taluk, reports that the executors of the will did not present -- themselves before the Amildar inspite of notices issued to them. I have this day instructed the Amildar to issue a fresh notice -- giving another date and secure their attendance and take possession if they agree.

If they protest, the further action necessary will be consider ed and reported."

"C o p y"

for Muzrai Commissioner.

KSR.

APP. F. VI. Gl.]

SUBJECT.....

Diary No. of letter replied to..

General and Revenue Secretariat
(Mizg)
the 192

Date of issue 5-11-25

Signed by Ramaiya

List of enclosures.....

Copied by.....

Examined by... Sd. 2 Offi...

Section Misc
File No. [illegible]
Seria No. 4
No. 611

To The Munsif Court in Mysore
Bangalore

Sir,

With reference to ~~your~~ the correspondence ending with your letter No P.C. 290 of 24-25 & 2-11-25 stating, with regard to the acceptance of certain properties gifted by Kalyanamma for the benefit of the temple of Sri Kirthi Narayanaswamy at Talakad, that it is reported that the presence of the executors of the will is being secured and that the result is awaited, I am directed to request that

over

Dear Sir

The remedy may be repeated

to your convenience.

Yours etc

[illegible]

Secretary to the

Rev. Sch[illegible]

21526

No. 1421/1

OFFICE OF THE PRIVATE SECRETARY
TO HIS HIGHNESS THE MAHARAJA OF MYSORE,

Mysore 21 · 11 192 5.

GENL. & REV. SECTT. 22 NOV. 1925 G. D. SECTION.

GEN. & REV. SECTT. 23NOV MUZRA D. No. 627 Date 50-25-5

Petition, as shown below, to His Highness the Maharaja is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, Revenue Department, Bangalore, for disposal

By Order,

No. 527 of 25.26

for Private Secretary
to H. H. the Maharaja of Mysore.

SUBJECT

Diary No. of letter replied to 627

General and Revenue Secretariat
(Mug)
, the 192

Date of issue 28/11/25

Signed by. L Ramaiya

List of enclosures

Copied by

Examined by 26/11/25

Section Mug
File No. 50 - 25
Serial No. 6

No. 659 Revenue

To The Mug Commr in Mysore, Bangalore.

Sir,

In continuation of this office letter no 611/Mug 50-25 of 20.11.25 re the endowment of land by Kalyanamma to the Sri Kirti-Narayanaswami temple at Talalla I am directed to forward, herewith, ~~for disposal or report if necessary~~ petn regd no. 627 of 16.11.25 from Kadambi Lakshminarasimhachar praying that the gift of Kalyanamma may be taken over by Govt early and arrangements made for deeparadhane in the temple, that his deposit with Govt for

over

the construction of a road for the temple may be unfortunately by good and a road constructed etc. In fact report is [illegible]

[illegible]

[illegible]

Secretary
Rev. Lefevre

P.C. 2907 Office of the Muzrai Commissioner in Mysore.

Dated Bangalore, 30th January 1926.

2-2-26

Muz 86

From 33175

B. Ramaswamaiya, Esq., B.A., B.L.,

Muzrai Commissioner in Mysore,

Bangalore.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

Sir,

With reference to your letter No.611/Muz.50-25 dated 20th -- November 1925 requesting to be intimated of the result of action -- taken on the petition of Kadambi Lakshminarasimhachar with regard -- to the acceptance of certain properties gifted by Kalyanamma for the benefit of Sri Kirthi Narayanaswamy temple at Talkad, I have the -- honor to submit herewith copy of letter No.C.6 of 25-26 dated 12/14th December 1925 received from the Deputy Commissioner Mysore District reporting that of the several guttadars of the lands who were served with notices by the Amildar, only Rudregowda and Venkatramana Gowda appeared before him (Amildar) and said that an agreement had been -- executed by them to pay the gutta to Anantanarain Jois and that if the said deed is got cancelled they were ready to deliver the paddy to Government. He has solicited instructions in the matter as the possession of the properties in question has not been handed over - to the executors of the will.

From the records it is seen that Ananthanarain Jois claims to be the adopted som of Venkatamma younger sister of Naranamma who -- willed away the properties in favour of the aforesaid institution as per directions of her deceased sister-in-law (Kalyanamma). On ---- Kalyanamma's (brother's wife of Naranamma) death, Ananthanarain Jois performed the funeral ceremonies and leased out the lands for a ----- period of 5 years getting lease deeds in his favour. He contends - that the so-called will of Naranamma is the outcome of enmity with -

with him of the petitioner Lakshminarasimhachar, and that
had no right to will away the property. He alleges that he is
nearest heir being the adopted son of Venkatamma. But the petitioner
Lakshminarasimha Char repudiates the adoption itself.

3 In the court of the Sub Judge, Mysore, where an application for
a succession certificate in respect of a debt due to the estate of --
Kirthi Narayana Iyengar, husband of Kalyanamma, who died issueless
was filed by Anantha Narain Jois and was opposed by K. Lakshminarasimha
Char, the Sub Judge has in his judgment opined that Naranamma is the
preferential heir. She is reported to have died on 13-12-24.

4 In these circumstances, I am of opinion that the executors have
to take out letters of administration before the terms of the will can
be enforced.

5 I request that legal opinion may be kindly obtained in the ---
matter and communicated early. Instructions are also solicited as to
whether any steps can be taken in the case on behalf of Government.

6 The vernacular papers together with the <u>will</u> is herewith sub-
mitted for reference.

I have the honor to be,
Sir,
Your most obedient servant,
Ramaswamy
Muzrai Commissioner.

KSR.

KM

Letter No.C.6/25-26 dated 12/14th December
ommissioner, Mysore District to the Muzrai Commissioner in Mysore.

"In continuation of my letter No.C.6 of 25-26 of 8-12-25 in the matter of taking over possession of the properties gifted by one Kal of Talkad, I have the honor to state that the Amildar T. Narasipur that the executors inluding Kadambi Lakshminarasimachar have stated him that they are not in possession of any of the gifted properties that they have no objection to take possession of them and arrange fo the sevas to be conducted according to the will, that notices were a issued to the guttadars of lands and out of them only Rudre Gowda and Venkataramane Gowda appeared and stated before the Amildar, that they have executed agreement to pay the gutta to Ananthanarayana Jois and if the above gutta is cancelled they are ready to deliver the paddy t Government.

As the executors of the will have not handed over possession o the gifted properties, I solicit instructions inthe matter.

The file of vernacular papers together with the will is herewit

submitted for reference."

"C o p y"

for Muzrai Commissioner.

KSR.

No. P.C. 290 of 24-25 Office of the Muzrai Commissioner in Mysore.
see file

Dated Bangalore, 4th February 1926.

From

B. Ramaswamiaya, Esq., B.A., B.L.,
Muzrai Commissioner in Mysore,
Bangalore.

GEN. & REV. SECTT.
6 FEB 1926
MUZRAI

GENL. & REV. SECTT.
5 FEB 1926
G. D. SECTION.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department.

Sir,

In continuation of this office letter No.P.C.290 of 24-25 dated 2nd February 1926 re the properties gifted by one Kalyanamma in favour of the temple of Sri Kirthi Narayana swamy at Talkad, I have the honor to submit herewith the records received with the - Deputy Commissioner's letter No.6 of 25-26 dated 21st January 1926 reporting that on account of the takarar put forward by the ----- guttedars of the said lands, it is not possible to take possession of the lands unless legal steps are taken and that the lands are not in the possession of the trustees.

I have the honor to be,
Sir,
Your most obedient servant,

4/2/26
for Muzrai Commissioner.
in Absence from the Station on Tour

KSR.

SUBJECT.....

The revenue secy. to the Mysore Govt. vide P.C. 290 of 24 in reply to his letter no. P.C. 290 of 24 dated 8-3-26 which was sent to Bd. 8/4/3/26

Section Muz

File No. 50 – 25

Seria No. 9

No. 1112 Misc. / 9

Diary No. of letter replied to... 868

General and Revenue Secretariat
(Muz)
the 192

Date of issue 3. 3. 26

Signed by Sri Narasimha

To The Mizrai Comr. in Mysore
Bangalore

Sir,

With reference to the correspondence ending with your letter no. P.C 290 of 24-25 dt 2-2-26 ~~requesting~~ ~~to~~ that legal opinion may ~~be obtained and communicated~~ in the matter of taking possession of certain properties gifted by one Kalyanamma for the benefit of Sri Kirti Narayanaswamy temple at Talkad, I am directed to ~~communicate herewith~~ forward herewith a copy of the opinion furnished ~~given~~ by the L & L Secretary in the matter.

I have &c

over

Solicitor's instructions

With regard to the steps to be taken in the case on behalf of Govt, I am to state that action may be taken as indicated by the L & L Secy in his note.

List of enclosures .....

Copied by.....

Examined by.....

WD 0562—GPB—31,000—17-8-25

(P.T.O. for copy)

It seems to me that the testatrix Narayanamma, a sister of Kirti Narayana Iyengar, the owner of the properties, was in possession of the properties after the death of Kalyanamma, the widow of Narayana Iyengar, & had disposed of the properties by means of a will, and that Ananta Narain pois claims to be the owner of the properties by being the adopted son of Venkatamma, the sister of Narayanamma. The Govt are interested as being the managers of the properties bequeathed to the idol called Kirti Narayana-swami at Talakad by Narayanamma."

"The executors of the will have not taken out letters of administration with the will annexed and as such cannot act in the matter."

The position appears to be that in the absence of a preferential heir to Kirti Narayana Iyengar,

G R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

his sister must bar
to his properties and bequeathed
them to the idol; that Narayana
Jois seems to have no claim to
the properties & has unsuccess-
fully tried to obtain
succession certificate
to collect the debts due to
with Narayana Jois's
that even the executors seem
to take no interest in the
matter ~~[illegible]~~ for want of any
interest."

5. "Probate can be granted
only to an executor. When
the executor refuses to act,
an universal or residuary
legatee may be admitted
to prove the will."

6. "As the idol is the universal
legatee and as the
managing its affairs the
Public Prosecutor may be

as whether they would take out the letters of administrators."

7. If they fail to act, the Govt as the managers of the properties or temple authorities may take out letters of administration under section 19 of Probate and Administration Regulation I of 1914 and take possession of the properties bequeathed to the idol".

Shame etc

17/2

Secretary,
Rev: Deptt

17/2/26

SD
17.2.26